SECTION XIV.

Mr. Muthunayagom Pillai.—I beg to propose that the word "as" be substituted for "after" in line 2 of this section.

Seconded by Mr. Vieyra.

Carried.

SECTION XV.

Mr. Rama Iyer.—I would propose that the following "The words 'or sentenced' shall be inserted after 'convicted' in section 308; and" be omitted in lines 1 to 3, and the words "section 308" substituted for "the said section" in line 4 of this section. The words proposed to be omitted are superfluous as the necessary amendments have been made in section 309 of the Code, so as to provide for appeals being preferred against sentences.

Seconded by Mr. Sesha Iyer.

Carried

SECTION XVI.

Mr. Rama Iyer.—I beg to propose that the following be substituted for this section:—

"Section 309 shall be recast as follows:—

'Any person convicted or sentenced on a trial held by a District Magistrate or other Magistrate of the First class, or by a District Magistrate under section 260 or section 281—A may appeal to the Court of Session' The amendments in the section are necessitated by having to provide for appeals against convictions entered, and sentences passed, under section 281—A.

Seconded by Mr. Govinda Pillai.

Carried.

SECTION XVIII.

Mr. Muthunayagom Pillai:— I beg to propose that the word "the" between "of" and "section" in line 2, of this section be omitted. The amendment is verbal.

Seconded by Mr. Rama Iyer.

Carried.

SECTION XIX.

Section 433—A.

Mr. Vieyra.— I beg to propose that the words 'before any court' be omitted in line 6 and inserted between "convicted" and "of" in line 2, and the word "which" substituted for "whom" in line 9. The amendment is only verbal, and is intended to make the meaning clear.

Seconded by Mr. Kesava Pillai.

Carried.

Mr. Sesha Iyer.— beg to propose that the word "or" be substituted for "and" in line 12 of this section. According to the existing wording of the section, it would appear that all the four elements *viz.*, youth, character and antecedents, triviality of the offence, and extenuating circumstances should co-exist in order to entitle a first offender to the benefit of the suspension of sentence contemplated by this section. Such cases would be very rare, and the wholesome provision would practically be a dead letter. I think it would be well to allow the benefit of the section, if any one of the four conditions were shown to exist.

Seconded by Mr. Rama Iyer.

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